IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.3080 OF 2005
IN
WRIT PETITON NO.4497 OF 2000

Shri Yeshwant Pandurang Parave ..Applicant/
Orig Resdt.

V/s.

State of Maharashtra & Ors. ..Respondents/
Orig.Pet.

Mr.Prakash Mahadik for petitioner.

Mr.R.M.Patne, A.G.P. for respondents.

CORAM : V.C.DAGA, J.

DATED : 4TH APRIL, 2006.

P.C. :-

. Heard the learned counsel for the applicant. This petition is directed against the order dated 14th October, 199 passed by the Industrial Court, Thane in complaint (ULP) No.398/1995 whereby it is ordered that the complainant / original respondent is entitled for reinstatement with full back-wages from 21-06-1990. This Court while admitting the petition vide order dated 13th October, 2000 was pleased to grant ad-interim relief in terms of prayer clause (d).

2. Today, an application is filed by the

applicant / original respondent against the respondent / original petitioners seeking directions to deposit the amount of Rs.2.50 lakhs towards full back-wages and with further directions to allow the applicant / original respondent to withdraw the said amount by furnishing bank guarantee by way of security. I do not think it would be in the interest of justice to permit the applicant / original respondent to withdraw this amount. However, at the same time, the respondent / original petitioner cannot be allowed to retain this amount.

3. The respondent / original petitioner is, therefore, directed to deposit the aforesaid amount in this Court within 8 weeks from today. In the event of such deposit, the Registry is directed to invest the same in any nationalised bank, initially for a period of 37 months and to keep the investment renewed thereafter from time to time, until further orders.

4. In view of this order, the order dated 13/10/2000 stands modified. Interim relief stands confirmed in terms of the above order.

5. Civil Application stands disposed of in the above terms with no order as to costs.

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